IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

SUIT NO.3486 OF 1986

State Bank of Hyderabad ... Plaintiffs.

V/s.

Mrs. Murti Devi Goel & Anr. ... Defendants.

Mr. Prakash Shinde i/by M/s. M. Dhruve & Co. for the plaintiffs.

Mr. D. R. Jhuriya for the defendants.

CORAM : ANOOP V. MOHTA,J.

DATED : 18th April, 2007

P.C.

A plaintiff bank has filed a present suit for recovery of loan amount. The defendant's proposal for settlement of dues has been agreed as recorded in a letter dated 16/11/2006 issued by the Deputy General Manager of the plaintiff. It is further endorsed by the borrower and the gurantor. The xerox copy, marked "X", is taken on record. The plaintiff admittedly has no objection. In view of this, the present suit is disposed of as the defendants are handing over to the plaintiffs' advocate a pay order of Rs.7,30,000/- (Rupees seven lacs thirty thousand only) dated 13th April, 2007 drawn on The Maharashtra State Co-operative Bank Limited, Mumbai and admittedly the

defendants have made a payment of Rs.20,000/- (Rupees twenty thousand only) by pay order dated 17/10/2006 drawn on The Maharashtra State Co-operative Bank Limited. In view of this as per the instructions of the plaintiff's Officer Mr. G. Subharao, Assistant Manager of State Bank of Hyadrabad, Main Branch the plaintiff's advocate accepting this pay order towards Rs.7,50,000/- (Rupees seven lacs fifty thousand only) towards full and final settlement of the claim.

2. In view of this, nothing survives in this suit as the matter is settled between the parties. The suit is disposed of with liberty.

[ANOOP V. MOHTA, J.]